HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 513 of 2005 (SS)

Anand Prakash ..... Petitioner.
Versus

1. State of Uttaranchal
Adhikshak Up-Karagar, Roorkee ..... Respondents

Sri Manish Araoa, Advocate for the petitioner.
Standing counsel for the respondents.

Dated:17.5.2005

Hon'ble Rajesh Tandon, J.

Heard the learned counsel for the parties.

By the present writ petition, the petitioner has prayed for a writ of certiorari quashing the order dated 28.2.2005, annexure-1 to the writ petition, passed by the respondents.

Briefly stated, the petitioner was posted as Bandhi Rakshak since the year 2000 in Sub Jail, Roorkee. The petitioner was suspended vide order dated 28.04.2005 and attached to the District Jail, Almora.a The petitioner has submitted tat the order has been passed with malafide intention only to harass the petitioner.

On 6.5.2005, respondents were directed to file counter affidavit but no counter affidavit has been filed.

In view of the facts and circumstances of the case the respondents are directed to complete the inquiry against the petitioner within six weeks after the receipt of the certified copy

of this order. So far as the attachment of the petitioner is concerned, the same shall remain in abeyance.

With the aforesaid findings, the writ petition is finally disposed. No order as to costs.

17.5.2005

Dhyani **Rajesh Tandon, J.**